

United States District Court

Eastern District of California

George E. Cross,

Plaintiff,

No. Civ. S 05-0258 FCD PAN P

vs.

Order

M. Wilcox, et al.,

Defendants.

-oOo-

Plaintiff, a prisoner without counsel, moves to file an amended complaint. See Fed. R. Civ. P. 15(a). Defendants have filed a notice of non-opposition.

The second-amended complaint states cognizable claims for relief against defendants M. Wilcox, the County of Sacramento, John Doe 1 and John Doe 2 pursuant to 42 U.S.C. § 1983 and 28 U.S.C. § 1915A(b). Defendants M. Wilcox and the County of Sacramento already have been served.

Plaintiff must act with haste to discover the identities of

1 the Doe defendants and to file a second-amended complaint  
2 identifying them. See Fed. R. Civ. P. 4(m).

3 Accordingly, the court hereby orders that:

4 1. Plaintiff's July 19, 2005, motion to file an amended  
5 complaint is granted;

6 2. Defendants M. Wilcox and the County of Sacramento have  
7 30 days from the date of this order to file and serve an amended  
8 answer.

9 Dated: August 30, 2005.

10 \_\_\_\_\_ /s/ Peter A. Nowinski  
11 PETER A. NOWINSKI  
12 Magistrate Judge  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26